

Appl. No. 09/827,671
Amendment dated January 7, 2005
Reply to office action of September 7, 2004

R E M A R K S

By the above- identified office action, the invention of claims 1-5 was rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 25 and 26 of United States patent 6,046,674 and it was indicated that a timely filed terminal disclaimer could be used to overcome the obviousness-type double patenting rejection. Claims 7, 8 were also rejected under the judicially created doctrine of double patenting over claim 6 of United States patent 6,300,871.

By the present amendment, the independent claims 1 and 5 have been amended to recite weather and base stations that are " adapted for home and office use" and a terminal disclaimer is appended terminally disclaiming the terminal portion of United States patent 6,046,674 commonly owned with the instant application. No new matter has been entered.

Claim 6 had been previously canceled, and claims 7 and 8 have been canceled by the present amendment; accordingly, further discussion of the double patenting rejection of claims 7 and 8 is believed moot in view of the cancellation of the claims 7 and 8.

The applicant notes that the independent claims 1 and 5 as now amended present subject matter that is not identical with the independent claims 1 and 5 of United States patent 6,300,871 commonly owned with the instant application and would be willing to file an additional terminal disclaimer thereover should the examiner believe that would be in order.

Appl. No. 09/827,671
Amendment dated January 7, 2005
Reply to office action of September 7, 2004

Reconsideration and favorable action are accordingly respectfully requested. The examiner is cordially invited to telephone the undersigned to discuss any matter that may be of assistance in furthering and/or expediting the prosecution of the instant application.

Respectfully submitted,

MICHAEL IRWIN ET AL.

By:



Albert Peter Durigon
Registration No. 30,049

Law Office of A. P. Durigon
20 Eustis Street
Cambridge, Massachusetts 02140-2387
617-354-7330 (Telephone)
617-497-0229 (Telecopier)
apdurigon@comcast.net (email)